

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

JACKIE HALL, )  
Plaintiff, )  
v. ) Case No. 4:23 CV 1329 CDP  
MARTIN O'MALLEY,<sup>1</sup> )  
Commissioner of Social Security, )  
Defendant. )

## **MEMORANDUM AND ORDER TO SHOW CAUSE**

This matter is before the Court on plaintiff's pro se complaint seeking judicial review of the Commissioner's decision denying his application for disability insurance benefits under Title II of the Social Security Act. On October 26, 2023, the Court entered a case management order in this case directing plaintiff to serve and file a brief in support of his application within thirty (30) days after the Commissioner filed the certified administrative transcript. ECF 6. The Commissioner filed the transcript on December 6, 2023. ECF 7. To date, plaintiff has not filed his brief in support of the complaint, and his time for doing so has

<sup>1</sup> Martin O’Malley became the Commissioner of Social Security on December 20, 2023. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Martin O’Malley should be substituted for Kilolo Kijakazi as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

expired. As plaintiff has not requested appointment of counsel and is representing himself in this matter, it is his responsibility to meet the deadlines set out in the case management order.

Accordingly,

**IT IS HEREBY ORDERED** that plaintiff shall show cause in writing within thirty (30) days of the date of this Memorandum and Order why the complaint should not be dismissed without prejudice for failure to comply with the provisions of the case management order. **Plaintiff can satisfy this Show Cause Order by filing his brief in support of the complaint within thirty (30) days of the date of this Memorandum and Order to Show Cause. Failure to timely respond to this Memorandum and Order to Show Cause will result in the dismissal of the complaint without prejudice without further notice by the Court.**

  
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CATHERINE D. PERRY  
UNITED STATES DISTRICT JUDGE

Dated this 13th day of August, 2024.